IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2413 OF 2004
IN
APPEAL (L) NO.464 OF 2004
IN
NOTICE OF MOTION NO.1485 OF 2002
IN
SUIT NO.1861 OF 2002

Raishi Shivji Chheda & Others .. Appellants.

V/s.

Dhirajlal Raishi Chheda & Others .. Respondents.

Mr.J.J. Shukla i/b. G.H. Shukla & Co. for the appellants.

Mr.J.P. Dahia i/b. G.S. Bhatt for the respondents.

CORAM : R.M. LODHA, &
J.P. DEVADHAR, JJ.

DATED : 21ST SEPTEMBER, 2004.

P.C. :

Having considered the affidavit in support of the notice of motion, we are satisfied that the delay in filing the appeal deserves to be condoned and the inconvenience caused to the respondent No.1 may be compensated by way of reasonable cost.

2. We, accordingly, condone the delay in filing the appeal, subject to appellants-applicants

paying cost of Rs.2,000/- to the respondent No.1 within two weeks from today.

3. Office to process the appeal and post it for admission as soon as numbered.

4. The notice of motion stands disposed of.

(R.M. LODHA, J.)

(J.P. DEVADHAR, J.)